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महाराष्ट्र प्रादेशिक नियोजन व नगर रचना अधिनियम, १९६६
कलम ३७(१) अन्वये वृहन्मुंबई विकास नियंत्रण नियमाली
पद्धील नियम क्र. ५१(iii) पद्धे करावयाच्या फेरबदलाबाबतची
अधिसूचना.

महाराष्ट्र शासन,
नगर विकास विभाग,
शासन अधिसूचना क्रमांक: टिप्पीची ४३१०/२५०३/प्र.क्र. २००/१०१०/नवि-११
मंत्रालय, मुंबई: ४०० ०३९,
दिनांक: ३०/७/१०१०.

शासन निर्णयः- सोबतची अधिसूचना राज्य शासनाच्या साधारण राजपत्रात प्रसिद्ध करण्यात यावी.

महाराष्ट्राचे राज्यपत्र यांच्या आवेशानुसार व नंवाने,

(राजेंद्र हाबडे)
अवर सचिव, महाराष्ट्र शासन.

प्रति,
महाराष्ट्राचे राज्यपत्र, वृहन्मुंबई महानगरपालिका, मुंबई.
संचालक, नगर रचना, महाराष्ट्र राज्य, पुणे.
उपसंचालक, नगर रचना, वृहन्मुंबई, मुंबई.
उप सचिव, नगर रचना, नगर विकास विभाग, मंत्रालय, मुंबई.
प्रमुख अधियंता (वि.नि.), वृहन्मुंबई महानगरपालिका मुंबई.
व्यवस्थापक, शासकीय मध्यवर्ती मुद्रणालय, चर्नीरोड, मुंबई.

(त्याना विनंती करण्यात येते की, सोबतची अधिसूचना महाराष्ट्र शासनाचे साधारण राजपत्रात भाग-१ पद्धे प्रसिद्ध करण्यात येवून त्याच्या प्रत्येकी ३५ प्रती नगर विकास विभाग, (नवि-११), मंत्रालय, मुंबई-३२ व उप संचालक, नगर रचना, वृहन्मुंबई, मुंबई यांना पाठविण्यात याव्यात.)
कक्ष अधिकारी (संगणक कक्ष) (नवि-२९), नगर विकास विभाग, मंत्रालय, मुंबई ४०० ०३२.

(त्याना विनंती करण्यात येते की, सोबतची अधिसूचना विभागाच्या वेबसाईटवर प्रदर्शित करण्याबाबत आवश्यक ती कायवाही करावी)
निवडनस्ती (नवि-११).
संवेदन ३७ फाईल.

**Maharashtra Regional &
Town Planning Act, 1966.**

**Sanction to modification to
Regulation 51(iii) of
Development Control
Regulation of Gr.
Mumbai, 1991 under
Section 37(2) of**

**GOVERNMENT OF MAHARASHTRA
Urban Development Department
Mantralaya, Mumbai 400 032.
Date: 30th July, 2010.**

NOTIFICATION

No. TPB 4310/2503/CR-200/2010/UD-11:

Whereas the Development Control Regulations for Gr. Mumbai, 1991 (hereinafter referred to as "the said Regulations") have been sanctioned by Govt. in Urban Development Department under section 31(1) of the Maharashtra Regional and Town Planning Act, 1966 (hereinafter referred to as "the said Act") vide Notification No. DCR 1090/UD-11(RDP) dated 20th February, 1991 to come into force with effect from 25th March, 1991;

And whereas, as per the provisions of Regulation 51(iii) of the said Regulation Nursing Homes, Maternity Home etc. are permissible in independent buildings on Ground floor, First floor and Second floor with separate means of access or staircase, if it is within the building;

And whereas, in most of the cases in city areas as well as suburbs areas, it may be very difficult to comply with the condition of providing separate means of access/staircase for the proposed Polyclinics, Nursing Homes etc. In the existing residential buildings. Looking at the dire necessity of the Nursing Homes, Polyclinics etc. due to the increased population, Municipal Corporation of Gr. Mumbai (hereinafter referred to as "the said Corporation") initiated procedure under section 37(1) of the said Act for modifying Regulation No. 51(iii) of the said Regulations;

And whereas, the said Corporation after following the legal procedure laid down under section 37 of the said Act, has submitted the modification proposal to Govt. for sanction vide letter No. CHE/Gen/393/DP dt. 20/7/2010;

And whereas after consulting the Director of Town Planning, Maharashtra State, Pune, and suggestions/objections received, Government finds it necessary to sanction the said modification with some changes;

Now therefore, in exercise of the powers conferred by sub-section (2) of the section 37 of the said Act, Government hereby –

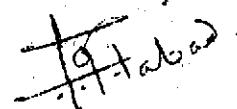
(a) Sanctions the said modification as specified below –

Following clause shall be added after the existing Regulation 51(iii) of the said Regulations –

"Provided that the Commissioner may, after due investigation and consultation with the Executive Health Officer, allow the condition for separate means of access/staircase as mentioned above to be relaxed, if he is convinced that no nuisance is likely to be caused to the residents of the buildings by such relaxation. However, such relaxation shall not be permitted in new buildings".

(b) Fixes the date on which the said modification is published in the official gazette, as the date on which modification shall come into force.
(c) directs the said Corporation that, in the Schedule of Modification sanctioning the said Regulations, after the last entry, the schedule referred to as (A) above shall be added.

By order and in the name of the Governor of Maharashtra,



(Rajendra Habde)
Under Secretary to Government.